

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

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Date of Decision: February 08, 2016.

1. C.W.P No. 16945 of 2012(O&M)

Gursimran Kaur

..... Petitioner

Versus

Union of India & Ors.

..... Respondents

2. C.W.P No. 3063 of 2012(O&M)

Gurbachan Singh

..... Petitioner

Versus

Union of India & Ors.

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL

Present:- None for the petitioner(s).

Mr. Anil Sharma, Additional A.G., Punjab.

Mr. Raman Sharma, Advocate, for respondent No.6
(in C.W.P No. 16945 of 2012) and
respondent No.7 in C.W.P No. 3063 of 2012.

Rajesh Bindal, J.

This order will dispose of two petitions bearing C.W.P
Nos.16945 and 3063 of 2012.

The petitioners, herein, are the petrol pump owners in village
Islamwala, Tehsil and District Fazilka. Their grievance is that another
petrol pump has been permitted to be opened by the Bharat Petroleum
Corporation in the same vicinity.

To challenge the order, instructions of India Road Congress,

which suggest that there should not be retail outlet of petrol within a distance of 300 Mts, have been relied upon.

Learned counsel for respondent No.6 submitted that the petitioners are only the business competitors. The feasibility of the petrol pump was examined by the company. The instructions, on the basis of which, the petitioners are seeking to challenge the allotment of petrol pump, have already been considered by a Division Bench of this Court in C.W.P No. 6584 of 2006, titled “Sanjeev Kumar Vs. State of Haryana & Ors.”, decided on 10.08.2006, wherein these have not been held to be binding guidelines.

Considering the aforesaid fact, prima facie there is no merit in these petitions. However, as counsels for the petitioners are not available, as was the position on the last four dates, the petitions are dismissed for non- prosecution.

February 08, 2016
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(RAJESH BINDAL)
JUDGE